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In re Application of:
Briel et al.
Application No.: 09/980636
PCT No.: PCT/GB01/01563
Int. Filing Date: 05 April 2001
Priority Date: 5 April 2000
Atty. Docket No.: 36-1642
For: Data Management System

DECISION

This is in response to the "Response To Decision On Petition" filed on 29 August 2002.

BACKGROUND

This international application was filed on 05 April 2001, and claimed an earliest priority date of 05 April 2000. The International Bureau transmitted a copy of the published international application to the USPTO on 11 October 2001. No Demand electing the United States was filed prior to the elapse of 19 months from the priority date. Accordingly, the period for paying the basic national fee in the United States expired as of midnight on 05 December 2001.

On 05 December 2001, applicant filed the basic national fee accompanied by, *inter alia*, a Transmittal Letter and the instant petition. The petition sought status under 37 CFR 1.47(a) without the signature of joint inventor William Brook on the declaration.

On 29 March 2002, a Decision on Petition was mailed to applicants, dismissing the decision of 05 December 2001 on the basis that the evidence of record was insufficient to establish that the missing joint inventor refused to execute the application or could not be reached after diligent effort.

Applicants filed the instant response on 29 August 2002.

DISCUSSION

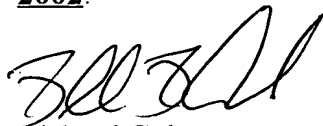
The instant response includes a declaration of the inventors executed by William Brook. As all of the joint inventors have now signed, the declaration is now in compliance with 37 CFR 1.497(a) and (b).

CONCLUSION

The declaration is **ACCEPTED**.

Counsel's Deposit Account No. 36-1642 is being charged in the amount of \$130.00 for the surcharge under 37 CFR 1.492(e), as authorized by the instant response.

This application is being forwarded to the National Stage Processing Branch for further processing. The date of the application under 35 U.S.C. 371(c)(1), (2) and (4) is **29 August 2002**.



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